

**United States District Court
District of Massachusetts (Boston)
CIVIL DOCKET FOR CASE #: 1:17-cv-12022-FDS**

Commonwealth of Massachusetts et al v. United States
Department of Homeland Security et al
Assigned to: Judge F. Dennis Saylor, IV
Cause: 05:552 Freedom of Information Act

Date Filed: 10/17/2017
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

Commonwealth of Massachusetts

represented by **Jonathan Sclarsic**
Massachusetts Attorney General's Office
One Ashburton Place
McCormack Building, 20th floor
Boston, MA 02108-1598
617-963-2045
Email: jonathan.sclarsic@state.ma.us
TERMINATED: 08/08/2018
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Kevin W. Manganaro
Massachusetts Attorney General's Office
One Ashburton Place
McCormack Building, 20th floor
Boston, MA 02108-1598
516-241-5521
Email: kmanganaro@hinshawlaw.com
TERMINATED: 01/22/2019
ATTORNEY TO BE NOTICED

Sara A. Colb
Office of the Attorney General
One Ashburton Place
Boston, MA 02108
617-963-2031
Email: sara.colb@state.ma.us
ATTORNEY TO BE NOTICED

Plaintiff

State of California

represented by **Satoshi Yanai**
California Department of Justice
300 S. Spring Street
Suite 1702
Los Angeles, CA 90013
(213) 269-6400
Email: satoshi.yanai@doj.ca.gov
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Jonathan Sclarsic
(See above for address)
TERMINATED: 08/08/2018
ATTORNEY TO BE NOTICED

Plaintiff

District of Columbia

represented by **Robyn R Bender**
Office of the Attorney General for the Dist
of Columbia
441 4th Street NW

Suite 50 South
Washington, DC 20001
(202) 724-6610
Email: robyn.bender@dc.gov
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Valerie M Nannery
Office of the Attorney General for the
District of Columbia
441 4th Street, NW
Suite 600 South
Washington, DC 20001
(202) 442-9596
Email: valerie.nannery@dc.gov
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Jonathan Sclarsic
(See above for address)
TERMINATED: 08/08/2018
ATTORNEY TO BE NOTICED

Plaintiff

State of Hawaii

represented by **Stella M.L. Kam**
Administrative Division, Dept of the
Attorney General
425 Queen Street
Honolulu, HI 96813
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Jonathan Sclarsic
(See above for address)
TERMINATED: 08/08/2018
ATTORNEY TO BE NOTICED

Plaintiff

State of Iowa

represented by **Nathan Blake**
Iowa Attorney General
1305 E. Walnut Street
Des Moines, IA 50319
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Jonathan Sclarsic
(See above for address)
TERMINATED: 08/08/2018
ATTORNEY TO BE NOTICED

Plaintiff

State of Illinois

represented by **Caitlyn McEllis**
Office of the Attorney General
100 W. Randolph st
11th Floor
Chicago, IL 60601
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Jonathan Sclarsic
(See above for address)
TERMINATED: 08/08/2018
ATTORNEY TO BE NOTICED

Plaintiff

State of Maryland

represented by **Steven M Sullivan**
Office of the Attorney General
200 Saint Paul Place
Baltimore, MD 21202
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Jonathan Sclarsic
(See above for address)
TERMINATED: 08/08/2018
ATTORNEY TO BE NOTICED

Plaintiff

State of New York

represented by **Lourdes M Rosado**
NY State Office of the Attorney General
120 Broadway
23rd Floor
New York, NY 10023
212-416-8252
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Jonathan Sclarsic
(See above for address)
TERMINATED: 08/08/2018
ATTORNEY TO BE NOTICED

Plaintiff

State of Oregon

represented by **Scott Kaplan**
Oregon Dept of Justice
100 SW Market Street
Portland, OR 97201
971-673-1880
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

Jonathan Sclarsic
(See above for address)
TERMINATED: 08/08/2018
ATTORNEY TO BE NOTICED

Plaintiff

State of Washington

represented by **Chalia Stallings Ala'Ilima**
Washington State Attorney General's
Office
800 Fifth Avenue
Suite 2000
Seattle, WA 98104
206-326-5480
Email: chalias@atg.wa.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Jonathan Sclarsic
 (See above for address)
TERMINATED: 08/08/2018
ATTORNEY TO BE NOTICED

V.

Defendant

United States Department of Homeland Security

represented by **Anita Johnson**
 United States Attorney's Office
 John Joseph Moakley Federal Courthouse
 Suite 9200
 1 Courthouse Way
 Boston, MA 02210
 617-748-3100
 Email: anita.johnson@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

United States Immigration and Customs Enforcement
Division of the Department of Homeland Security

represented by **Anita Johnson**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

United States Citizenship and Immigration Services

represented by **Anita Johnson**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

United States Customs and Border Protection

represented by **Anita Johnson**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
10/17/2017	<u>1</u>	COMPLAINT against All Defendants Filing fee: \$ 400, receipt number 0101-6843571 (Fee Status: Filing Fee paid), filed by COMMONWEALTH OF MASSACHUSETTS, District of Columbia, State of California, State of Hawaii, State of Illinois, State of Iowa, State of Maryland, State of New York, State of Oregon, State of Washington. (Attachments: # <u>1</u> Civil Cover Sheet # <u>2</u> Category Form, # <u>3</u> Summons)(Sclarsic, Jonathan) (Attachment 1 replaced on 10/17/2017 due to fillable format) (DaSilva, Carolina). (Attachment 2 replaced on 10/17/2017 due to fillable format) (DaSilva, Carolina). (Attachment 3 replaced on 10/17/2017 due to fillable format) (DaSilva, Carolina). (Entered: 10/17/2017)
10/17/2017	<u>2</u>	ELECTRONIC NOTICE of Case Assignment. Judge F. Dennis Saylor, IV assigned to case. If the trial Judge issues an Order of Reference of any matter in this case to a Magistrate Judge, the matter will be transmitted to Magistrate Judge Donald L. Cabell. (Caruso, Stephanie) (Entered: 10/17/2017)
10/17/2017	<u>3</u>	Summons Issued as to United States Citizenship and Immigration Services, United States Customs and Border Protection, United States Department of Homeland Security, United States Immigration and Customs Enforcement. Counsel receiving this notice electronically should download this summons, complete one for each defendant and serve it in accordance with Fed.R.Civ.P. 4 and LR 4.1. Summons will be mailed to plaintiff(s) not receiving notice electronically for completion of

		service. (DaSilva, Carolina) (Entered: 10/17/2017)
12/01/2017	<u>4</u>	SUMMONS Returned Executed United States Citizenship and Immigration Services served on 10/23/2017, answer due 11/13/2017; United States Customs and Border Protection served on 10/23/2017, answer due 11/13/2017; United States Department of Homeland Security served on 10/23/2017, answer due 11/13/2017; United States Immigration and Customs Enforcement served on 10/27/2017, answer due 11/17/2017. (Sclarsic, Jonathan) (Entered: 12/01/2017)
12/04/2017	<u>5</u>	ELECTRONIC NOTICE of Hearing. Status Conference set for 1/11/2018 02:00 PM in Courtroom 2 before Judge F. Dennis Saylor IV. Counsel receiving this notice are directed to serve copy of the notice of hearing on all defendants. (Pezzarossi, Lisa) (Entered: 12/04/2017)
12/05/2017	<u>6</u>	NOTICE of Appearance by Anita Johnson on behalf of United States Citizenship and Immigration Services, United States Customs and Border Protection, United States Department of Homeland Security, United States Immigration and Customs Enforcement (Johnson, Anita) (Entered: 12/05/2017)
12/08/2017	<u>7</u>	MOTION for Leave to Appear Pro Hac Vice for admission of Lourdes M. Rosado by State of New York.(Halley, Taylor) (Entered: 12/11/2017)
12/08/2017	<u>8</u>	MOTION for Leave to Appear Pro Hac Vice for admission of Scott Kaplan by State of Oregon.(Halley, Taylor) (Entered: 12/11/2017)
12/08/2017	<u>9</u>	MOTION for Leave to Appear Pro Hac Vice for admission of Chalia Stallings--Ala'ilima by State of Washington.(Halley, Taylor) (Entered: 12/11/2017)
12/08/2017	<u>10</u>	MOTION for Leave to Appear Pro Hac Vice for admission of Steven M. Sullivan by State of Maryland.(Halley, Taylor) (Entered: 12/11/2017)
12/08/2017	<u>11</u>	MOTION for Leave to Appear Pro Hac Vice for admission of Caitlyn McEllis by State of Illinois.(Halley, Taylor) (Entered: 12/11/2017)
12/08/2017	<u>12</u>	MOTION for Leave to Appear Pro Hac Vice for admission of Nathan Blake by State of Iowa.(Halley, Taylor) (Entered: 12/11/2017)
12/08/2017	<u>13</u>	MOTION for Leave to Appear Pro Hac Vice for admission of Stella M.L. Kam by State of Hawaii.(Halley, Taylor) (Entered: 12/11/2017)
12/08/2017	<u>14</u>	MOTION for Leave to Appear Pro Hac Vice for admission of Robyn R. Bender by District of Columbia.(Halley, Taylor) (Entered: 12/11/2017)
12/12/2017	<u>15</u>	NOTICE of Appearance by Sara A. Colb on behalf of Commonwealth of Massachusetts (Colb, Sara) (Entered: 12/12/2017)
12/19/2017	<u>17</u>	MOTION for Leave to Appear Pro Hac Vice for admission of Satoshi Yanai by State of California.(Halley, Taylor) (Entered: 12/20/2017)
12/20/2017	<u>16</u>	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered granting <u>7</u> Motion for Leave to Appear Pro Hac Vice ; granting <u>8</u> Motion for Leave to Appear Pro Hac Vice ; granting <u>9</u> Motion for Leave to Appear Pro Hac Vice ; granting <u>10</u> Motion for Leave to Appear Pro Hac Vice ; granting <u>11</u> Motion for Leave to Appear Pro Hac Vice ; granting <u>12</u> Motion for Leave to Appear Pro Hac Vice ; granting <u>13</u> Motion for Leave to Appear Pro Hac Vice ; granting <u>14</u> Motion for Leave to Appear Pro Hac Vice (Halley, Taylor) Attorneys admitted Pro Hac Vice must register for electronic filing if the attorney does not already have an ECF account in this district. To register go to the Court website at www.mad.uscourts.gov . Select Case Information, then Electronic Filing (CM/ECF) and go to the CM/ECF Registration Form. (Entered: 12/20/2017)
12/20/2017	<u>18</u>	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered granting <u>17</u> Motion for Leave to Appear Pro Hac Vice Added Satoshi Yanai. Attorneys admitted Pro Hac Vice must register for electronic filing if the attorney does not already have an ECF account in this district. To register go to the Court website at www.mad.uscourts.gov. Select Case Information, then Electronic Filing (CM/ECF) and go to the CM/ECF Registration Form. (Halley, Taylor) (Entered: 12/20/2017)

12/22/2017	<u>19</u>	Assented to MOTION for Extension of Time to 1/26/2018 to File Answer by United States Citizenship and Immigration Services, United States Customs and Border Protection, United States Department of Homeland Security, United States Immigration and Customs Enforcement.(Johnson, Anita) (Entered: 12/22/2017)
01/02/2018	<u>20</u>	ELECTRONIC NOTICE Canceling Hearing. Status conference set for 1/11/2018 is OFF. (Pezzarossi, Lisa) (Entered: 01/02/2018)
01/02/2018	<u>21</u>	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered granting <u>19</u> Motion for Extension of Time to Answer: United States Citizenship and Immigration Services answer due 1/26/2018; United States Customs and Border Protection answer due 1/26/2018; United States Department of Homeland Security answer due 1/26/2018; United States Immigration and Customs Enforcement answer due 1/26/2018. (Pezzarossi, Lisa) (Entered: 01/02/2018)
01/02/2018	<u>22</u>	NOTICE of Scheduling Conference Scheduling Conference set for 2/21/2018 02:00 PM in Courtroom 2 before Judge F. Dennis Saylor IV. (Attachments: # <u>1</u> Text of Proposed Order)(Pezzarossi, Lisa) (Entered: 01/02/2018)
01/26/2018	<u>23</u>	ANSWER to <u>1</u> Complaint,, by United States Citizenship and Immigration Services, United States Customs and Border Protection, United States Department of Homeland Security, United States Immigration and Customs Enforcement.(Johnson, Anita) (Entered: 01/26/2018)
02/15/2018	<u>24</u>	JOINT STATEMENT re scheduling conference . (Attachments: # <u>1</u> Rule 16.1 Certification of the Parties)(Sclarsic, Jonathan) (Entered: 02/15/2018)
02/21/2018	<u>25</u>	MOTION for Leave to Appear Pro Hac Vice for admission of Valerie M. Nannery by District of Columbia.(Halley, Taylor) (Entered: 02/21/2018)
02/21/2018	<u>26</u>	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered granting <u>25</u> Motion for Leave to Appear Pro Hac Vice Added Valerie M. Nannery. Attorneys admitted Pro Hac Vice must register for electronic filing if the attorney does not already have an ECF account in this district. To register go to the Court website at www.mad.uscourts.gov. Select Case Information, then Electronic Filing (CM/ECF) and go to the CM/ECF Registration Form. (Halley, Taylor) (Entered: 02/21/2018)
02/21/2018	<u>28</u>	Electronic Clerk's Notes for proceedings held before Judge F. Dennis Saylor, IV: Scheduling Conference held on 2/21/2018. Case called. Colloquy re: discovery, production of documents and Govt's anticipated deadline for production of 11/30/2018. Court orders rolling production on monthly basis. CIS and Customs and Border Protection completed by 9/30/2018. Court set matter for status. NOTICE OF HEARING: Status Conference set for 6/4/2018 03:40 PM in Courtroom 2 before Judge F. Dennis Saylor IV. (Court Reporter: Valerie OHara at vaohara@gmail.com.)(Attorneys present: Sclarsic, Colb, Johnson, Manning) (Pezzarossi, Lisa) (Entered: 04/16/2018)
02/22/2018	<u>27</u>	Filing fee/payment: \$ 100, receipt number 1BST066995 for 26 Order on Motion for Leave to Appear, (Halley, Taylor) (Entered: 02/22/2018)
05/29/2018	<u>29</u>	First MOTION for Extension of Time to N/A to Reschedule Status Conference by Commonwealth of Massachusetts.(Sclarsic, Jonathan) (Entered: 05/29/2018)
05/29/2018	<u>30</u>	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered granting <u>29</u> Joint Motion to Reschedule the 6/4/2018 status conference. The Status Conference has been rescheduled for 6/20/2018 02:20 PM in Courtroom 2 before Judge F. Dennis Saylor IV. (Pezzarossi, Lisa) (Entered: 05/29/2018)
06/20/2018	<u>31</u>	Electronic Clerk's Notes for proceedings held before Judge F. Dennis Saylor, IV: Status Conference held on 6/20/2018. Case called. Parties report on status of rolling production. Court set further status for 10/3/2018 at 2:30 PM. (Court Reporter: Valerie OHara at vaohara@gmail.com.)(Attorneys present: J. Sclarsic (ph), Johnson) (Pezzarossi, Lisa) (Entered: 06/21/2018)
07/02/2018	<u>32</u>	NOTICE of Withdrawal of Appearance by Jonathan Sclarsic (Sclarsic, Jonathan) (Entered: 07/02/2018)

08/08/2018	33	ELECTRONIC NOTICE of Hearing. Status Conference set for 10/3/2018 02:30 PM in Courtroom 2 before Judge F. Dennis Saylor IV. (Pezzarossi, Lisa) (Entered: 08/08/2018)
09/21/2018	<u>34</u>	NOTICE of Appearance by Kevin W. Manganaro on behalf of Commonwealth of Massachusetts (Manganaro, Kevin) (Entered: 09/21/2018)
10/03/2018	35	Electronic Clerk's Notes for proceedings held before Judge F. Dennis Saylor, IV: Status Conference held on 10/3/2018. Parties reported on document production. Court set further hearing. NOTICE OF HEARING: Status Conference set for 12/13/2018 03:10 PM in Courtroom 2 before Judge F. Dennis Saylor IV. (Court Reporter: Valerie OHara at vaohara@gmail.com.)(Attorneys present: K. Manganaro, A. Johnson) (Pezzarossi, Lisa) (Entered: 10/11/2018)
12/10/2018	<u>36</u>	Joint MOTION to Continue Status Conference to 1/31/2019 by United States Citizenship and Immigration Services.(Johnson, Anita) (Entered: 12/10/2018)
12/11/2018	37	Judge F. Dennis Saylor, IV: ELECTRONIC ORDER entered granting <u>36</u> Motion to Continue Status Conference set for 1/31/2018 02:30 PM in Courtroom 2 before Judge F. Dennis Saylor IV. (Pezzarossi, Lisa) (Entered: 12/11/2018)
01/03/2019	<u>38</u>	NOTICE of Withdrawal of Appearance by Kevin W. Manganaro (Manganaro, Kevin) (Entered: 01/03/2019)
01/25/2019	39	NOTICE Resetting a Hearing. Due to Government shutdown, the status conference set for 1/31/2019 is OFF. The Status Conference has been rescheduled for 3/7/2019 10:00 AM in Courtroom 2 before Judge F. Dennis Saylor IV. (Pezzarossi, Lisa) (Entered: 01/25/2019)
02/12/2019	40	NEW TIME ONLY -- ELECTRONIC NOTICE OF RESCHEDULING Status Conference RESET for 3/7/2019 09:40 AM in Courtroom 2 before Judge F. Dennis Saylor IV. (Pezzarossi, Lisa) (Entered: 02/12/2019)